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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JEROME TALLEY,

10 Petitioner,

11 v.

12 SUPERINTENDENT OF THE CLALLAM
13 BAY CORRECTIONAL CENTER,

14 Respondent.

Case No. C17-1586-TSZ-JPD

ORDER ON MOTION TO RECUSE

15 This is a 28 U.S.C. § 2241 habeas action. Petitioner Jerome Talley seeks the recusal of
16 the undersigned through a “Motion and Declaration of Bias and Prejudice Under 28 U.S.C.
17 Section 144 and Section 455(a).” Dkt. 46. He argues primarily that the undersigned is biased
18 and prejudiced against him because the undersigned recommended dismissing a 28 U.S.C. §
19 2254 action he filed in 2015 and because the undersigned has not yet ruled on his motion for
20 leave to amend. *See* Dkt. 49 at 5, 9-10, 12, 17.

21 Pursuant to Local Civil Rule 3(f), the undersigned has reviewed plaintiff’s motion for
22 recusal and finds no basis for a voluntary recusal. The motion for recusal is now referred to the
23 Honorable Ricardo S. Martinez. *See* Local Rules W.D. Wash. LCR 3(f).

1 The Clerk is directed to send copies of this order to petitioner and to Judge Martinez.

2 Dated this 27th day of February, 2018.

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4 JAMES P. DONOHUE

5 Chief United States Magistrate Judge